



NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Attorney Docket No.: SCRIP1100
In re Application of: Matthias G. von Herrath		
Application No: 09/336,672		Filed: June 17, 1999
For: COMPOSITIONS AND METHODS FOR THE TREATMENT OR PREVENTION OF AUTOIMMUNE DIABETES (As Amended)		
Group Art Unit: 1636		Examiner: William O. Sandals

Applicants hereby appeal to the Board of Appeals from the decision mailed
December 31, 2002 of the Examiner rejecting claims 40, 41, 45, 46, 54, 55, 58-63, and 66-83.

1.	<input checked="" type="checkbox"/>	Appeal Fee (37 C.F.R. 1.17(b))	
		other than small entity	\$320.00
	<input checked="" type="checkbox"/>	small entity	\$160.00

2.	<input checked="" type="checkbox"/>	A petition and fee for an extension of time for reply to the rejection is attached.						
	<input checked="" type="checkbox"/>	Extension Fee (37 C.F.R. 1.17(a))						
		other than small entity						
		\$110.00		\$410.00		\$930.00		\$1,450.00
	<input checked="" type="checkbox"/>	small entity						
		\$55.00		\$205.00	<input checked="" type="checkbox"/>	\$465.00 (\$465.00 minus \$205.00 PAID with our response filed 5/30/03, which equals \$260.00).		\$725.00

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3.	X	Enclosed is Check No. <u>539471</u> in the total amount of \$420.00; which consists of \$160.00 for the Notice of Appeal fee and \$260.00 for the Three (3) Month Extension of Time fee (\$465.00 minus \$205.00 PAID with our response filed 5/30/03, which equals \$260.00). The Commissioner is hereby authorized to charge for any additional fees associated with the filing submitted herewith, or credit any overpayments to Deposit Account No. 50-1355. A duplicate copy of this sheet is enclosed.
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June 25, 2003
Date

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CERTIFICATION UNDER 37 C.F.R. § 1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date June 25, 2003, addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Cecilia Tobin
(Name of person mailing paper)

Cecilia Tobin
(Signature)



PATENT ATTORNEY DOCKET NO.: SCRIP1100

The Patent and Trademark Office date stamp sets forth the receipt date of:

Applicant or Patentee: Matthias G. von Herrath

Filing or Issue Date: June 17, 1999

Serial No.: 09/336,672

Title: COMPOSITIONS AND METHODS FOR THE TREATMENT OR PREVENTION OF AUTOIMMUNE DIABETES (As Amended)

- Transmittal Letter (2 pgs-in dupl)
- Response to FINOA mailed 12/31/02 (15 pgs)
- Petition for Two (2) Months Ext of Time (2 pgs-in dupl)
- Check No. 537867 for \$345.00
- Return Receipt Postcard

Atty/Sec Initials: LAH/JML:ct

Client Name: 740166-156378

Date Mailed: 5/30/03

Date Due: 5/31/03

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